

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: JHU1120-11	
		In re Application of: Lee and McPherron	
		Application No: 09/628,112	Filed: July 27, 2000
		For: PROMYOSTATIN PEPTIDES	
		Group Art Unit: 1647	Examiner: M. P. Allen

Applicants hereby appeal to the Board of Appeals from the decision dated January 8, 2007 of the Examiner rejecting claims 1, 34, 37, 40, 43 and 46-47.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		Other than small entity	\$500.00
	<input checked="" type="checkbox"/>	Small entity	\$250.00
2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.	
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))	
		Other than small entity	
		\$120.00	\$450.00
		\$1,020.00	\$1,590.00
	<input checked="" type="checkbox"/>	Small entity	
		\$60.00	\$225.00
		<input checked="" type="checkbox"/>	\$510.00
			\$795.00

CERTIFICATE OF MAILING BY "EXPRESS MAIL"	
"EXPRESS MAIL" LABEL NUMBER <u>EM 023 789 184 US</u>	DATE OF DEPOSIT <u>July 6, 2007</u>
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO: MAIL STOP AF, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.	
TIMOTHY LASHER (TYPED OR PRINTED NAME OF PERSON MAILING PAPER)	 (SIGNATURE OF PERSON MAILING PAPER OR FEE)

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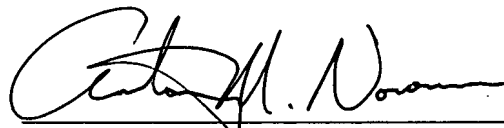
PATENT

Attorney Docket No.: JHU1120-11

3.	<input checked="" type="checkbox"/>	Enclosed is check number 586317 in the amount of \$535.00 as payment for the Petition for Three-month Extension of Time fee minus the Two-month Extension of Time fee previously paid (\$285.00) and the Notice of Appeal fee (\$250.00). No other fee is believed due in connection with the filing of this paper. However, the Commissioner may charge any additional fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. <u>07-1896</u> referencing the above-identified attorney docket number. A copy of the Transmittal sheet is attached.
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Respectfully submitted,

Date: July 6, 2007



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